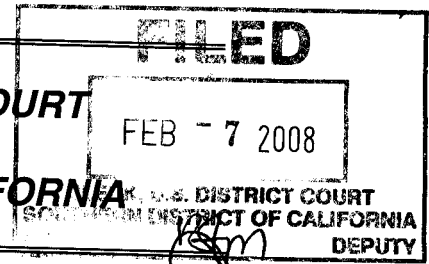


AO 455 (Rev. 5/85) Waiver of Indictment

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**



UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

v.

HOMERO PUENTE-GARCIA

CASE NUMBER: 08CR 329 BTM

I, HOMERO PUENTE-GARCIA, the above named defendant, who is accused of committing the following offense:

Title 8, U.S.C., Sec. 1325 - Illegal Entry (Misdemeanor); Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony),

being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on 2/7/08 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

Homero Puente
Defendant

Robert J. Shin
Counsel for Defendant

Before [Signature]
JUDICIAL OFFICER